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7 *Attorneys for Mark D. Waldron, Chapter 11 Trustee*

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**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WASHINGTON**

In re:

GIGA WATT, Inc., a Washington  
corporation,

Debtor.

Case No. 18-03197 FPC 11

The Honorable Frederick P. Corbit

Chapter 11

**DECLARATION OF MARK D.  
WALDRON IN SUPPORT OF  
CHAPTER 11 TRUSTEE'S MOTION  
FOR ORDER APPROVING (I)  
SALES OF VEHICLES, (II)  
SHORTENED NOTICE AND (III)  
LIMITED NOTICE**

Declaration of Mark D. Waldron in Support of Chapter 11 Trustee's Motion for  
Order Approving (i) Sales of Vehicles, (ii) Shortened Notice and (iii) Limited  
Notice

1 I, Mark D. Waldron, declare as follows:

2 1. I submit this declaration in my capacity as the duly-appointed  
3 Chapter 11 Trustee in the bankruptcy case of the above-captioned debtor (the  
4 “**Debtor**” or **Giga Watt**”) and in support of the *Chapter 11 Trustee’s Motion for*  
5 *Order Approving (i) Sales of Vehicles, (ii) Shortened Notice Thereof, and (iii)*  
6 *Limited Notice Thereof* (the “**Motion**”) and supporting memorandum, which I  
7 have read and approved. The statements set forth herein are based on my  
8 investigation of the Debtor’s affairs, which is ongoing, and, except where  
9 otherwise noted, are based on personal knowledge. If called as a witness, I would  
10 and could competently testify thereto.

11 2. Unless other defined herein, capitalized terms have the meanings  
12 ascribed to them in the Motion or supporting memorandum, as applicable.

13 3. Subject to Court approval, I have accepted offers to purchase (i) a  
14 Ford box truck (the “**Box Truck**”) to David Knowles (“**Knowles**”) for a purchase  
15 price of \$3,000 and (ii) a 2004 Chevrolet Avalanche (the “**Avalanche**”) to Skyler  
16 Simpson (“**Simpson**”) for a purchase price of \$3,000. The Box Truck and the  
17 Avalanche are referred to herein collectively as the “**Vehicles**.” The sales are at  
18 times referred to herein as the “**Sales**.” The aggregate price for the two vehicles is  
19 \$6,000.

20 **The Box Truck and Proposed Purchaser**

21 4. The Box Truck requires substantial mechanical repairs. The buyer  
22 will have to tow the Box Truck to the nearest mechanic’s shop for work. The tow  
23 truck will have to be heavy duty because the Box Truck is large. The high

24 Declaration of Mark D. Waldron in Support of Chapter 11 Trustee’s Motion for  
25 Order Approving (i) Sales of Vehicles, etc. - Page 1

1 pressure oil pump, which drives the truck's injection system, needs replacement at  
2 an estimated cost of \$1,200. This estimate does not include labor or other related  
3 materials, such as gaskets and seals. The mating surface associated with the oil  
4 pump is in bad condition. The entire engine block may have to be pulled to  
5 perform necessary repairs. It is probable that other parts need to be replaced or  
6 fixed.

7       5.     The Box Truck is parked at the Pangborn Site. A heavy-duty tow  
8 truck is required to move the Box Truck. The buyer will hire the tow truck.

9       6.     The Box Truck will be sold "As Is" with no warranty of any kind  
10 other than title. Knowles was formerly employed by the estate as a laborer at the  
11 Debtor's facilities in Moses Lake, Washington and East Wenatchee, Washington.

12                   **The Avalanche and Proposed Purchaser**

13       7.     The Avalanche has been driven approximately 142,500 miles. Both  
14 window motors are shot. The ignition and tires need to be replaced. The estimated  
15 cost of these repairs exceeds \$1,000.

16       8.     The Avalanche is located at the estate's facility in East Wenatchee,  
17 Washington. It will be sold "As Is" with no warranty of any kind other than title.  
18 The Avalanche's buyer, Simpson, has stated that upon transfer of title, he will  
19 drive the Avalanche away. Simpson was formerly employed by the estate as a  
20 laborer at the estate's facilities in Moses Lake, Washington and East Wenatchee,  
21 Washington.

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9. Title to both the Box Truck and the Avalanche are in the name of Giga Watt, Inc. I am in possession of the titles to both Vehicles. My paralegal working under my supervision searched the public record and found no party who asserts any interest in the Vehicles.

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10. I have maintained insurance on the Vehicles because the estate's team on the ground needed to move equipment between locations. That need has largely ended. Further, the insurance costs approximately \$1,900 per year and is set to expire on May 22, 2020. Now that the estate no longer needs the Vehicles, I would like to sell them, collect \$6,000 for the estate's benefit and cancel the automobile insurance.

11. Before accepting the offers for the Vehicles, subject to Court approval, I consulted with one auctioneer who is approved by the U.S. Trustee's Office regarding the Vehicles and their value. I also consulted with an automobile dealer regarding the Vehicles and their value. Based on these consultations, and the lack of any other offers, I determined that the offers submitted by Knowles and Simpson were fair market value offers.

12. The Sales were negotiated at arm's length. I negotiated with both parties regarding the price. I am motivated to enter into the Sales in order to benefit the estate both by monetizing the Vehicles and eliminating the expense of car insurance.

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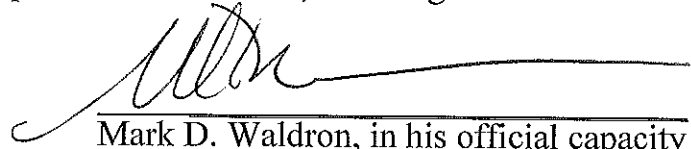
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1 To the best of my knowledge, I declare under penalty of perjury that the  
2 foregoing is true and correct.

3 Executed this 24 day of April 2020 in Tacoma, Washington.

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6 Mark D. Waldron, in his official capacity  
7 as Chapter 11 Trustee  
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24 Declaration of Mark D. Waldron in Support of Chapter 11 Trustee's Motion for  
25 Order Approving (i) Sales of Vehicles, etc. - Page 5